

NIK-100US (Formerly 38731-1US (180498))

Up 2663

PATENT

JK

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 09/863,593  
Applicant: Parag Pruthi et al.  
Filed: May 23, 2001  
Title: APPARATUS AND METHOD FOR COLLECTING AND ANALYZING  
COMMUNICATIONS DATA.  
TC/A.U.: 2663  
Examiner: Duc T. Duong

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (RP) submitted herewith. A copy of each of the references listed on the 1449 form is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The following references are not in the English language:

JP 7 321793  
JP 5 227218  
JP 3-212040

MITSURU ONODERA, "LAN Analyzer for Monitoring PC LAN", Computer & Network LAN, February 1, 1994, pp. 47-51, Vol. 8, No. 2.

TOSHIMASA TANABE, "Software for Analyzing LAN for PC, Different Applications, Differences in Operations", Nikkei Communications, August 2, 1995, pp. 70-77, Vol. 155.

YUKARI ODA, "net@nt LAN Analyzer Software with Many Available Support Protocols", LAN TIMES, February 1, 1998, pp. 127-130, Vol. 8, No. 2.

These references were cited by a foreign patent office in a counterpart foreign application to U.S. Application No. 09/863,593. An English translation of the relevant portions of these references is enclosed. In addition, English abstracts for references JP 7-321783, JP 5-227218, and JP 3-212040 are enclosed.

This Supplemental Information Disclosure Statement is being filed before mailing of the first Official Action. No first Official Action has yet been received and it is presumed that none has yet been mailed. No fee or statement is required. 37 C.F.R. § 1.97(b).

Respectfully submitted,

  
Christopher J. Dervishian, Reg. No. 42,480  
Attorney for Applicants

CDJ/pb

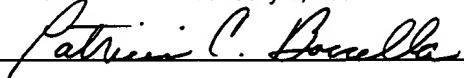
Enclosures: PTO Form 1449  
(8) References  
Transmittal Form

Dated: January 5, 2005

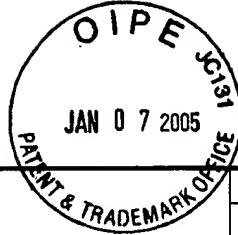
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(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: January 5, 2005



Patricia C. Boccella



(AW 08/03)

**Substitute for Form 1449A/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

**(Use as many sheets as necessary)**

***Complete if Known***

Application Number	09/863,593
Filing Date	May 23, 2001
First Named Inventor	Parag Pruthi
Art Unit	2663
Examiner Name	Duc T. Duong

SHEET 1 of 2

Attorney Docket No. NIK-100US (Formerly 38731-1US (180498))

U.S. PATENT DOCUMENTS

## **FOREIGN PATENT DOCUMENTS**

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	<sup>2</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (If known)				
	1.	JP 7 321783 (English Abstract & Partial English Translation)	12/08/1995	Mineaki Yokoyama		<input type="checkbox"/>
	2.	JP 5 227218 (English Abstract & Partial English Translation)	09/03/1993	Yasushi Kaji		<input type="checkbox"/>
	3.	JP 3-212040 (English Abstract & Partial English Translation)	09/17/1991	Chika Ikeda		<input type="checkbox"/>
						<input type="checkbox"/>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

**<sup>1</sup>Applicant's unique citation designation number (optional).**

<sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

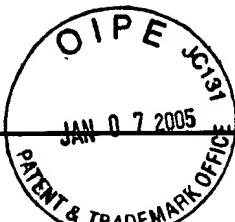
**\*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.**

**5**Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.  
**6**Indicate the date of the document or the date of its publication.

<sup>6</sup>Applicant is to place a check mark here if English language translation is attached.  
Collection of information is required by 22 CFR 1.87 and 1.88. The information is re-

The collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions to reduce this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*



(AW 08/03)

**Substitute for Form 1449B/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

**(Use as many sheets as necessary)**

SHEET 2 of 2

**Complete if Known**

Application Number	09/863,593
Filing Date	May 23, 2001
First Named Inventor	Parag Pruthi
Art Unit	2663
Examiner Name	Duc T. Duong
Attorney Docket No.	NIK-100US (Formerly 38731-1US (180498))

## **NON-PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

**1 Applicant's unique citation designation number (optional)**

<sup>2</sup>Applicant is to place a check mark here if English language translation is attached.

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 5 pgs. + 8 refers.

Application Number	09/863,593
Filing Date	May 23, 2001
First Named Inventor	Parag Pruthi
Art Unit	2663
Examiner Name	Duc T. Duong
Attorney Docket No.	NIK-100US (Formerly 38731-1US (180498))

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO-1449, 8 references, Post Card
<b>Remarks:</b>		

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm Name	RatnerPrestia		
Signature			
Printed Name	Christopher J. Dervishian		
Date	January 5, 2005	Registration No.	42,480

### CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or Printed Name	Patricia C. Boccella	Date	January 5, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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